



Express Mail No.: EL 451 596 129 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Ruddy *et al.*

Serial No.: 08/852,495

Group Art Unit: 1644

Filed: May 7, 1997

Examiner: Vander Vegt, F.

For: POLYMORPHISMS IN THE REGION OF  
THE HUMAN HEMOCHROMATOSIS  
GENE

Attorney Docket No.:  
8907-057-999

RECEIVED

FEB 12 2001

TECH. CENTER 1600/2900

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(c)

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Your Petitioner, Gary S. Williams, represents that he is a partner in the law firm of Pennie & Edmonds LLP, the attorneys of record for the present application.

Your petitioner states that Bio-Rad Laboratories, Inc., Assignee, is the owner of the entire interest in above-identified application (which is a continuation-in-part of serial no. 08/724,394, now U.S. Patent No. 5,872,237 issued February 16, 1999, which is a continuation-in-part of serial no. 08/630,912, now abandoned, and serial no. 08/652,265, now U.S. Patent No. 6,025,130 issued February 15, 2000), by virtue of an assignment which was recorded on January 6, 2000, at reel 010489, frame 0178. This petition is made on behalf of and for the benefit of the assignee.

Petitioner hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of U.S. Patent No. 5,872,237 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 5,872,237.

02/06/2001 YPOLITE1 00000092 161150 08852495

03 FC:140 110.00 CH

#  
24

Petitioner further agrees that this agreement is to run with any patent granted on the above-identified application serial no. 08/852,495 and is to be binding upon the grantees, their successors and their assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent No. 5,872,237 in the event that said patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its full statutory term, except for the separation of legal title stated above.

Petitioner hereby confirms that he has reviewed the assignments in the chain of title and, to the best of his knowledge and belief, title is in the Assignee seeking to take action in this matter and that he is empowered to act on behalf of the inventors and Assignee.

Petitioner hereby declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

Date:

1/25/01



Gary S. Williams

**PENNIE & EDMONDS LLP**

3300 Hillview Avenue

Palo Alto, CA 94304

(650) 493-4935

31,066

(Reg. No.)